



**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER POLLUTION CONTROL**

**401 CHURCH STREET
L & C ANNEX 6TH FLOOR
NASHVILLE TN 37243**

June 15, 2012

Mr. Chuck Hayes, Owner
Chuck Hayes Farms
134 Holly Fork Cove
Paris, TN 38242

**Certified Mail
7007 2680 0000 8142 7310**

**Subject: NPDES Permit No. TN0074926
Notice of Incomplete Application
Chuck Hayes Farms
Paris, Henry County, Tennessee**

Dear Mr. Hayes:

The Division of Water Pollution Control (division) has received your application for the above referenced project on May 18, 2012. Since the division does not have record of any discharges from your facility, you have the choice of which type of permit you want to obtain: 1) an individual state operating permit (SOP) which meets Tennessee requirements, or 2) an individual NPDES permit which meets Tennessee and federal requirements. Either permit would be written and administered by the division, but the NPDES permit affords you a level of protection against enforcement by EPA in the event that you ever have a discharge that results from a storm event greater than the 25-year, 24-hour storm.

If you choose to obtain an individual SOP the division will use the information that you have already submitted. If you choose to obtain an individual NPDES permit the following information would still need to be submitted:

1. EPA Form 1
2. EPA Form 2B
3. Permit Contact Information, Form CN-1090
4. Regarding your nutrient management plan (NMP):
 - a. A statement explaining that the NMP was written to follow the linear rate approach
 - b. Information on how much nitrogen is lost to volatilization when manure is land applied
 - c. Information on credits for all residual nitrogen in your fields that will be plant available
 - d. The nutrient calculation methodology
 - e. Revised information on the timing for your manure applications

You need to notify the division, in writing, which type of permit that you would like to receive. If you want to obtain an individual NPDES permit you need to submit the appropriate application forms, a copy of which are enclosed with this letter, and NMP items to the address listed at the top of this letter. The division would be willing to work with your consultant to obtain the necessary NMP related items should you decide to obtain an individual NPDES permit. Your permit preference and the appropriate application forms need to be submitted to our office, using the address at the top of this letter, by July 16, 2012. You should be aware that in accordance with TDEC Rule 1200-4-5-.05 (2), your receipt of this notice does not preclude the division from later requesting additional material that subsequent to the notice of completeness is determined to be necessary for permit processing.

If you have questions or would like to further discuss your permit options please contact Ms. Erin O'Brien at (615) 253-2245 or by E-mail at Erin.O'Brien@tn.gov.

Sincerely,



Vojin Janjić
Manager, Permit Section
Division of Water Pollution Control

P/WAT-3S

cc: Permit Section File
Jackson Environmental Field Office (Jack.Wade@tn.gov)
TDA, Attn: Ms. Angela Warden, Angela.Warden@tn.gov
Mr. J.T. Workman, workman_22@hotmail.com